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BEFORE THE ARIZONA CORPORATION COMMISSION

MARC SPITZER  
Chairman  
WILLIAM A. MUNDELL  
Commissioner  
JEFF HATCH-MILLER  
Commissioner  
MIKE GLEASON  
Commissioner  
KRISTIN K. MAYES  
Commissioner

Arizona Corporation Commission  
**DOCKETED**

JAN 20 2005

JAN 24 2005

DOCKETED BY	HR
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IN THE MATTER OF TONTO BASIN  
WATER COMPANY, INC. – FILING FOR A  
CURTAILMENT PLAN TARIFF

DOCKET NO. W-03515A-04-0907

DECISION NO. 67510

ORDER

Open Meeting  
January 11 and 12, 2005  
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. Tonto Basin Water Company, Inc. ("Company") is certificated to provide water as a public service corporation in the State of Arizona.

2. On December 17, 2004, the Company filed for a curtailment plan tariff.

3. The Company is proposing to add a provision for a "reconnection fee for violation" during the mandatory Stage 3, 4 and 5 conditions, when outdoor watering is prohibited. The Company's proposed tariff differs from Staff's general tariff template that is posted on the Commission's website.

4. Staff needs additional time to complete its review and recommends that the filing be suspended for ninety (90) days.

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CONCLUSIONS OF LAW

1. The Company is an Arizona public service corporation within the meaning of Article XV, Section 2, of the Arizona Constitution.

2. The Commission has jurisdiction over the Company and of the subject matter in this Application.

3. The Commission having reviewed the filing and Staff's Memorandum dated January 3, 2005, concludes that it is in the public interest to suspend the filing for ninety (90) days pursuant to A.R.S. §40-250(B).

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ORDER

IT IS THEREFORE ORDERED that this tariff filing be and is hereby suspended for a period of ninety (90) days, through and including April 16, 2005.

IT IS FURTHER ORDERED that this Order shall become effective immediately.

**BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION**  
\_\_\_\_\_  
CHAIRMAN  
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COMMISSIONER  
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COMMISSIONER  
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COMMISSIONER  
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COMMISSIONER

IN WITNESS WHEREOF, I BRIAN C. McNEIL,  
Executive Secretary of the Arizona Corporation  
Commission, have hereunto, set my hand and caused the  
official seal of this Commission to be affixed at the Capitol,  
in the City of Phoenix, this 20<sup>th</sup> day of  
Jan., 2005.

  
\_\_\_\_\_  
BRIAN C. McNEIL  
Executive Secretary

DISSENT: \_\_\_\_\_

DISSENT: \_\_\_\_\_

EGJ:MSJ:cal/DR

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2 DOCKET NO. W-03515A-04-0907

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